

1
2
3
4
5
6
7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE DISTRICT OF ARIZONA

9 IN RE: Bard IVC Filters Products Liability
10 Litigation

No. 2:15-MD-02641-DGC

11
12 **ORDER**

13 Upon consideration of Defendants C. R. Bard, Inc.'s and Bard Peripheral Vascular,
14 Inc.'s (collectively, "Bard") Motion and Memorandum in Support of Motion for New Trial
15 Pursuant to Rule 59, the Court hereby GRANTS the motion. The Court orders a new trial in
16 the *Booker v. C. R. Bard, Inc., et al.*, case limited to the issue of Bard's alleged liability on the
17 plaintiff's negligent and strict liability failure-to-warn claims. The new trial will not revisit
18 the jury's finding on strict liability and negligent design, the apportionment of fault between
19 Bard and Dr. Sarwat Amer, or the compensatory and punitive damages in this case.
20
21
22
23
24
25
26
27
28